

**BAKER BOTTS L.L.P.**

Bryant C. Boren, Jr. (SBN 260602)

bryant.c.boren@bakerbotts.com

Eliot D. Williams (SBN 290780)

eliot.williams@bakerbotts.com

Gina A. Bibby (SBN 242657)

gina.bibby@bakerbotts.com

Jason R. German (SBN 280837)

jason.german@bakerbotts.com

1001 Page Mill Road, Building One, Palo Alto, CA 94304

Telephone: 650.739.7500; Facsimile: 650.739.7699

Timothy S. Durst (*pro hac vice*)

tim.durst@bakerbotts.com

Russell J. Crain (*pro hac vice*)

russ.crain@bakerbotts.com

Brian D. Johnston (*pro hac vice*)

brian.johnston@bakerbotts.com

2001 Ross Avenue, Dallas, TX 75201

Telephone: 214.953.6500; Facsimile: 214.953.6503

Michael Hawes (*pro hac vice*)

michael.hawes@bakerbotts.com

910 Louisiana Street, Houston, TX 77002

Telephone: 713.229.1234; Facsimile: 713.229.1522

*Attorneys for Defendants and Counterclaimants*

*AT&T MOBILITY LLC and AT&T MOBILITY II LLC*

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

ENOVSY LLC,

Plaintiff,

vs.

AT&T MOBILITY LLC and AT&T  
MOBILITY II LLC,

Defendants.

AT&T MOBILITY LLC and AT&T  
MOBILITY II LLC,

Counterclaimants,

vs.

ENOVSY LLC,

Counterdefendant.

Case No.: 2:11-CV-05210-SS

**DEFENDANTS' OBJECTIONS AND  
COUNTER DESIGNATIONS TO  
PLAINTIFFS COUNTER  
DESIGNATIONS OF DR. ROY  
WANT'S DEPOSITION  
TESTIMONY FOR TRIAL  
PROCEEDINGS ON AUGUST 20,  
2015**

Honorable Mag. Judge Suzanne H. Segal

**Trial Date: August 18, 2015**

Trial Time: 8:30 AM

Defendants AT&T Mobility LLC and AT&T Mobility II LLC (collectively “AT&T”) hereby submits its objections and counter designations to Plaintiff’s counter designations to Dr. Roy Want’s deposition testimony disclosed August 19, 2015. (D.I. 618).

# **I. Roy Want**

AT&T provides the following counter designations to the following excerpts counter designated by Enovsys from Roy Want’s July 22, 2013 deposition transcript for presentation by video:

<b>AT&amp;T’s Designations</b>	<b>Enovsys’ Objections</b>	<b>Enovsys’ Counter-Designations</b>
5:16-21		
6:20-22		
7:20-8:16		8:16-22
9:13-16		
10:8-18		
10:19-22		
11:8-14		
12:13-24		
17:14-23		
21:2-16		
30:8-22		
57:16-58:14		
58:23-61:24		
62:6-64:21		
66:2-6		

<b>AT&amp;T's Designations</b>	<b>Enovsys' Objections</b>	<b>Enovsys' Counter-Designations</b>
67:1-3		67:4-7
68:7-73:7		67:4-68:6
73:14-16		73:17-25
74:1-19		74:20-75:5
75:15-20		75:21-76:12
77:04-77:18		
77:19-78:8		
78:9-78:25		
80:21-84:7		
84:8-11		84:12-17
84:18-85:16		84:12-17
85:19-86:11		86:22-87:1
87:9-88:14		
90:16-23	Irrelevant (FED. R. EVID. 402), unfairly prejudicial (FED. R. EVID. 403)	
91:11-92:14		92:15 [ATT counter designation for completeness: 92:16-20]
92:21-93:10		93:11-14
97:25-98:13		
99:7-13		

<b>AT&amp;T's Designations</b>	<b>Enovsys' Objections</b>	<b>Enovsys' Counter-Designations</b>
99:20-100:14		100:15-18
102:11-20		
102:21-22		
102:23-103:1		
103:2-13		
145:5-10		
145:12-16		145:17-19
148:1-149:10		
149:21-150:5		
150:17-151:9		
151:11-152:19		152:20-153:1
161:12-14		
161:18-21		
162:2-5		
163:13-25		
166:13-167:10		
171:13-172:2		172:2-6
172:7-173:11		
173:12-174:17		
175:17-18	Hearsay (FED. R. EVID. 802)	
175:22-176:6		
178:8-179:9		179:10-17
180:1		
180:2		

<b>AT&amp;T's Designations</b>	<b>Enovsys' Objections</b>	<b>Enovsys' Counter-Designations</b>
180:3-181:15		
181:19-22		
181:25-182:4		
182:20-24		
183:9-11		
183:13-185:5		
191:2-4	Hearsay (FED. R. EVID. 802)	
191:8-22		
192:13-15		
193:7-195:17		
195:21-196:2		196:2-4
197:11-17		
198:16-201:22		
205:16-206:1		
208:15-19		
211:7-22		
212:7-15		
213:11-13		
213:17-22		213:23-214:2
214:3-215:3		
215:9-24		
217:10-18		

<b>AT&amp;T's Designations</b>	<b>Enovsys' Objections</b>	<b>Enovsys' Counter-Designations</b>
272:6-273:2	Irrelevant (FED. R. EVID. 402), unfairly prejudicial (FED. R. EVID. 403), improper lay opinion (FED. R. EVID. 802), hearsay (FED. R. EVID. 802)	

AT&T further makes the following objections and counter designations to Enovsys's general counter designations from Dr. Want's July 22, 2013 deposition transcript for presentation by video:

<b>Enovsys's General Counter-Designations</b>	<b>AT&amp;T's Objections</b>	<b>AT&amp;T's Counter-Designations</b>
10:19-11:2		
11:8-14		
28:1-19	Relevance (active badge hardware not at issue); 403 (waste of time)	
37:14-39:15	Relevance (active badge hardware not at issue); 403 (waste of time)	

<b>Enovsys's General Counter-Designations</b>	<b>AT&amp;T's Objections</b>	<b>AT&amp;T's Counter- Designations</b>
39:18-22	Relevance (active badge hardware not at issue); 403 (waste of time)	
39:23-40:22	Relevance (active badge hardware not at issue); 403 (waste of time)	
41:21-42:14		
62:23-63:8		
64:22-25		64:25-65:5
64:25-65:5		
67:1-10		
68:7-71:13		
74:1-75:2		75:2-5
82:19-84:8		
84:24-85:10		
86:2-11		
87:9-17		
90:6-15		
91:11-19		
93:15-25		
95:5-96:19		
103:20-104:5		104:6-14

<b>Enovsys's General Counter-Designations</b>	<b>AT&amp;T's Objections</b>	<b>AT&amp;T's Counter-Designations</b>
133:13-134:5	Relevance (active badge hardware not at issue); 403 (waste of time)	
134:8-135:8	Relevance (active badge hardware not at issue); 403 (waste of time)	
168:16-21		168:4-15; 168:22-168:14
172:9-173:21		
215:25-216:7		
230:12-19		230:20-25
231:1-19		
233:7-234:4		
234:7-15		
234:17-22		234:22-23
235:6-9		
236:8-237:21		
240:1-4		239:16-25
248:3-10		247:25-249:2
248:16-18		247:25-249:2
248:22-249:2		247:25-249:2
249:4-6		
249:8-18		249:19-21



<b>Enovsys's General Counter-Designations</b>	<b>AT&amp;T's Objections</b>	<b>AT&amp;T's Counter- Designations</b>
250:3-8		250:11-21
251:3-25		252:8-25
253:10-20		253:2-8
254:16-21		253:21-254:15
255:13-16		252:16-254:15
257:24-259:1		
260:19-261:21		
261:22-24		261:25-262:10
265:15 -266:12		
273:8-274:23		

DATED: August 19, 2015

Respectfully submitted,

BAKER BOTTS L.L.P.

/s/ Eliot D. Williams

Eliot D. Williams

Attorney for Defendants and

Counterclaimants

AT&T MOBILITY LLC and AT&T

MOBILITY II LLC